IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 13538 of 2002

Between:

Veeravalli Samudram, W/o. Venkanna,
Dhirusumarru, Bhimavaram(M),
West Godavari District.

..... PETITIONER

AND

1 The District Collector,
Eluru, West Godavari District.
2 The Revenue Divisional Officer, Narsapuram division,
Narsapuram, West Godavari District.
3 The Mandal Revenue Officer, Narsapuram Mandal,
Narsapuram, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue order or orders, direction or directions, writ or writs particularly one in the nature of "WRIT OF MANDAMUS" and declare the respondents have no jurisdiction, power or authority to direct the petitioner to fill up the fresh water pond which is in existence since long time to the extent of 2.10 cents in S.No. 145/4 and 145/9 of Dhirusumarru, Bhimavaram Mandal, West Godavari District.

Counsel for the Petitioner: MR.K.L.N.SWAMY

Counsel for the Respondent Nos. 1 to 3: GP FOR REVENUE

The Court made the following:

Oral order:-

This writ petition is filed seeking a declaration that the respondents have no jurisdiction, power or authority to direct the petitioner to fill up the fresh water pond existing in an area of Ac. 2-10 cents in survey Nos. 145/4 and 145/9 of Dhirusumarru, Bhimavaram mandal, West Godavari district since a long time

This court, at the time of admission of the writ petition, on 25-07-2002, granted interim orders directing the respondents not to interfere with the use of the fresh water pond in the petitioner's land to the extent of Ac. 2-10 cents in Survey Nos. 145/4 and 145/9 of Dhirusumarru, Bhimavaram Mandal.

Since the relief sought in the main writ petition and the interlocutory application is one and the same and this court on 25-07-2002 granted interim direction, no further adjudication in this writ petition is required. However, it does not preclude the respondents to proceed in the matter in accordance with law.

Accordingly, the writ petition is disposed of. No costs.

ELIPE DHARMA RAO, J

Dt. 14-07-2005

Pvks/*

To

1 The District Collector,
Eluru, West Godavari District.
2 The Revenue Divisional Officer, Narsapuram division,
Narsapuram, West Godavari District.
3 The Mandal Revenue Officer, Narsapuram Mandal,
Narsapuram, West Godavari District.

4. 2 CCs., to the learned Government Pleader for Revenue, A.P. High Court Buildings, Hyderabad (OUT).

5. 2 CD copies

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